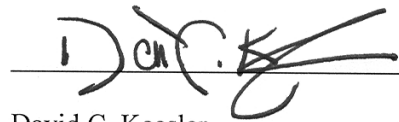


Pursuant to the power of this Court to enter a judgment affirming, modifying, or reversing the Commissioner's decision with remand in Social Security actions under sentence four of 42

U.S.C. section 405(g), and in light of the Commissioner's request to remand this action for further proceedings, the Court will hereby: **REVERSE** the Commissioner's decision under sentence four of 42 U.S.C. section 405(g), and remand the case to the Commissioner for further proceedings. See Melkonyan v. Sullivan, 501 U.S. 89 (1991). The Clerk of the Court shall enter a separate judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure. As there remains no justiciable dispute pending between the parties, upon the Clerk's entry of judgment, the Court's jurisdiction over this case shall terminate except for purposes of consideration and determination of motions for attorney's fees, including any motion for such fees under the Equal Access to Justice Act ("EAJA"). Plaintiff shall have thirty (30) days from final judgment in which to file any motion for attorney's fees under EAJA in this matter.

**IT IS, THEREFORE, ORDERED** the "Consented To Motion For Remand Under Sentence Four of 42 U.S.C. § 405(g)" (Document No. 10) is **GRANTED**.

Signed: June 8, 2010

  
\_\_\_\_\_  
David C. Keesler  
United States Magistrate Judge

